

OVERLAND BORENSTEIN SCHEPER & KIM LLP

MAY 27 2008

MEMO ENDORSEMENT

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May 23, 2008

BY FEDERAL EXPRESS

The Honorable Richard M. Berman
United States District Judge
United States Courthouse
500 Pearl Street
New York, New York 10007

Re: United States v. Robert Pfaff
08 CR 239 (RMB)

Dear Judge Berman:

Application respectfully denied.	
SO ORDERED:	<i>Richard M. Berman</i> Richard M. Berman, U.S.D.J.
Date: 5/28/08	

I am counsel to Robert Pfaff. On Mr. Pfaff's behalf, I request that he be excused from appearing at the June 2, 2008 status conference in this matter. I have asked AUSA Stanley J. Okula, Jr. his position on this matter. Mr. Okula stated, "So long as he [Mr. Pfaff] waives his appearance in writing, I have no opposition." If the Court so requires, I will present to the Court Mr. Pfaff's signature endorsement on a copy of this letter at the June 2, 2008 hearing.

Respectfully submitted,

David C. Scheper
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OVERLAND BORENSTEIN SCHEPER & KIM LLP

DCS:cef

cc: Stanley J. Okula, Jr., Esq.

